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February 12, 2008

**BY ECF**

Honorable George B. Daniels  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

Re: United States v. Gilberto Espinosa  
1:07 Cr. 501 (6BD)

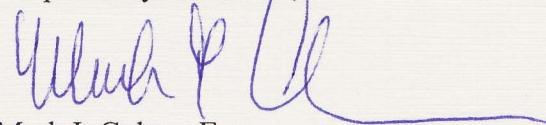
Dear Judge Daniels:

The parties last appeared before Your Honor for a status conference on November 28, 2007. At that time, Your Honor ordered that the defense advise whether we intend to file pre-trial motions in the above-referenced matter by February 15, 2008.

Since our last conference, the parties have been involved in plea negotiations that we foresee continuing beyond the February 15, 2008 notification date. Because the parties are seeking to resolve the matter without litigation, the defense does not intend now to file pre-trial motions. Should our position change, I will immediately notify Your Honor.

I look forward to appearing before Your Honor for our next status conference on February 28, 2008, at 9:45 am, to update Your Honor on the status of the case.

Respectfully submitted,



Mark I. Cohen, Esq.

MIC: md

cc: AUSA Michael Maiman  
Mr. Gilberto Espinosa